

ORDER REQUIRING THE FAIRFIELD-SUISUN SEWER DISTRICT
TO CEASE AND DESIST FROM DISCHARGING WASTES CONTRARY
TO REQUIREMENTS PRESCRIBED BY THE CALIFORNIA REGIONAL
WATER QUALITY CONTROL BOARD, SAN FRANCISCO BAY REGION

ORDER NO. 71-2

The California Regional Water Quality Control Board, San Francisco Bay Region
finds:

- (1) On April 28, 1965 this regional board adopted Resolution No. 659 pre-
scribing discharge requirements covering the discharge of Fairfield-Suisun
Sewer District from its sewage treatment plant at Suisun City.
- (2) The discharge requirements provide, in part, as follows:
 - "1. The discharge of the waste at the present discharge point
and/or the proposed discharge point shall not cause: ...
... ..
d. Atmospheric odors recognizable as being of waste origin
at any place outside the discharger's property".
- (3) The board has received 54 complaints regarding odors caused by the treatment
of waste at the Fairfield-Suisun Sewer District's treatment plant which
indicates that the odor is injurious to health or is indecent or offensive
to the senses, or an obstruction to the free use of property, so as to
interfere with the comfortable enjoyment of life or property.
- (4) Based on the number of complaints received, a considerable number of persons
are affected by odors from the treatment facilities, and that such odors
occur during or as a result of the treatment or disposal of wastes.
- (5) Inspection by board staff has indicated that the discharger is not complying
with requirements, as follows:
 - "1. The discharge of the waste at the present discharge point and/or
the proposed discharge point shall not cause:
... ..
d. Atmospheric odors recognizable as being of waste origin
at any place outside the discharger's property".
- (6) By letter dated December 11, 1970 the regional board notified the discharger
of the violation of requirements and requested action to eliminate such
violation permanently.

- (7) On January 28, 1971 at 9:00 a.m. in the City Council Chambers, Fremont City Government Building, Fremont, California, after due notice to the discharger, and all other affected persons, the regional board conducted a public hearing at which the discharger appeared and evidence was received concerning the discharge.
- (8) The discharger is violating the requirements listed in (2) above.
- (9) Any increase in the discharge of waste will cause an increase in the nuisance.

IT IS HEREBY ORDERED THAT

- (1) The Fairfield-Suisun Sewer District immediately cease and desist from discharging wastes contrary to requirements listed in (2) above.
- (2) Additional discharges to the sewer system of Fairfield-Suisun Sewer District by dischargers not discharging to the system prior to the issuance of this order are prohibited.
- (3) The Fairfield-Suisun Sewer District is required to provide to the board by February 9, 1971 and weekly thereafter a report, under penalty of perjury, stating the District's:
 - a. Progress toward compliance with this order.
 - b. Status of compliance with the requirements listed in (2) under Findings, above, based upon observations made between 6:00 and 8:00 o'clock a.m. and between 6:00 and 8:00 o'clock p.m. of each day of the preceding calendar week. These observations shall be made at the stations specified in the Monitoring Program Specifications.
- (4) If the discharger fails to comply with this order, the Executive Officer is directed to request the Attorney General immediately to take the appropriate enforcement action against the discharger, including injunction and civil monetary remedies.

I, Fred H. Dierker, Executive Officer of the California Regional Water Quality Control Board, San Francisco Bay Region, do hereby certify that the foregoing is a full, true, and correct copy of an order adopted by the California Regional Water Quality Control Board, San Francisco Bay Region, at a meeting held on January 28, 1971.

Executive Officer